IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE ELEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE J.CHELAMESWAR

and
THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 14170 of 2004

Between:

Kanteti Rajabapaiah, S/o.Sivaramakrishna Vara Prasad Rao,
Gram Panchayat Vellaturu, Bhattiprole Mandal, Guntur Dist.

..... PETITIONER

AND

1 The Panchayat officer, Guntur Dist.
2 The Commissioner, Panchayat Raj,

Govt. of A.P.,Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction, more particularly one in the nature of writ of certiorari after calling for the records relating to the order in O.A.No.4092/ 2004 dt.6-8-2004 on the file of the Hon'ble A.P.Administrative Tribunal, Hyderabad and the quash the same as illegal, arbitrary and contrary to the transfer guidelines issued by the Government of A.P. in G.O.Ms.No.512 dt.14-6-2004 consequently to direct the respondents to continue the petitioner as Junior Assistant, Vellaturu Gram Panchayat, Bhattiprolu Mandal, Guntur District.

Counsel for the Petitioner: MR.K.RAMA KOTESWARA RAO

Counsel for the Respondent: MR.SRINIVAS DAMMALAPATI

G.P. for Services-II

The Court at the stage of admission made the following

ORDER **(per the Hon'ble Sri Justice Goda Raghuram)**:

The petitioner filed the O.A. aggrieved by the order dated 13-07-2004 of the District Panchayat Officer (FAC), Guntur, transferring him from Vellatur Gram Panchayat to Rentachintala Panchayat on administrative grounds. Both the Gram Panchayats are in the same District, Guntur.

The petitioner has been working as Junior Assistant in the Vellatur Gram Panchayat for nearly a decade. Some representations were received against him alleging that he was involved in the local politics. The Tribunal having called for the records found that on an appreciation of the applicant's conduct and in the interests of administration, he had been transferred. That such transfer being a normal incidence of service does not call for interference.

We find no reason neither to differ with the reasoning of the Tribunal nor interfere with the exercise of its discretion. There is no merit in the writ petition.

The Writ Petition is accordingly dismissed. No costs.

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J. CHELAMESWAR, J

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GODA RAGHURAM, J

11th October, 2004.

lsn/mrk

To

1 The Panchayat officer, Guntur Dist.
2 The Commissioner, Panchayat Raj,

Govt. of A.P.,Hyderabad.

3. Two CCs to G.P. for Services-II, High Court Buildings, Hyderabad (OUT).

4. Two CD copies.